PART IV

Section 2-C—(i)

GENERAL STATUTORY RULES ISSUED BY THE STATE GOVERNMENT UNDER THE CENTRAL ACTS AND STATE ACTS AND RULES MADE BY THE GOVERNOR UNDER THE CONSTITUTION

NOTIFICATION

Bangalore, dated the 9th March 1965.

G.S.R. 574. The following draft of the Mysore Warehouses Rules, 1965, which the Government of Mysore proposes to make in exercise of the powers conferred by Section 34 of the Mysore Warehouses Act, 1962 (Mysore Act 11 of 1962), is hereby published as required by sub-section (1) of the said section for the information of persons likely to be affected thereby and notice is hereby given that the said draft will be taken into consideration on or after the 9th day of August, 1965.

Any objection or suggestion which may be received from any person with respect to the said draft by the State Government, before the aforesaid date, will be considered by the Government. Objections or suggestions may be addressed to the Secretary to Government, Development, Panchayati Raj and Co-operation Department, Vidhana Soudha, Bangalore-1.

DRAFT RULES

THE MYSORE WAREHOUSES RULES

In exercise of the powers conferred by Section 34 of the Mysore Warehouses Act, 1961 (Mysore Act No. 11

of 1962), the Government of Mysore are pleased to make the following Rules, namely :—

I. Preliminary

1. Title.—These Rules may be called the Mysore Warehouses Rules, 1965.

2. Definitions.—In these Rules unless the context otherwise requires,—

(1) "Act" means the Mysore Warehouses Act, 1962;

(2) "Appellate Authority" under section 29 means the State Government in respect of appeals preferred against the decisions of the prescribed authority;

(3) "Form" means forms appended to these Rules;

(4) "Grader" means a person licensed under the Act to classify the goods according to grade or otherwise and issue a certificate;

(5) "Licence" means a licence issued under the Act by the Prescribed Authority;

(6) "Negotiable Receipt" means a receipt in which it is stated that the goods therein specified will be delivered to the bearer or to the order of named person;

(7) "Non-Negotiable Receipt" means a receipt in which it is stated that the goods therein specified will be delivered to the person who tendered the goods to the Warehouseman for storing in the Warehouses;

(8) "Prescribed Authority" means the Chief Marketing Officer in Mysore;

(9) "Sampler" means a person licensed under the Act to sample the goods and issue a certificate thereof;

(10) "Section" means a section of the Act;

(11) "Weigher" means a person licensed under the Act to weigh goods and issue a certificate of weighment;

(12) "Year" means the official year commencing from the first day of April and ending with the 31st day of March next following.

II. LICENCES.

3. **Application for Licences.**—(1) Applications for taking out a licence under section 4 and for its renewal under section 6 shall be made to the Prescribed Authority in Form No. 1 and an application for issue of a duplicate licence under section 11 in Form No. 2. The application shall be signed by the applicant and he shall be bound to supply such additional information as may be required by the Prescribed Authority for the purpose of ascertaining whether the conditions specified in section 5 are satisfied.

(2) The application for licence for the first time shall be made at any time during the year and shall be accompanied by the fee as laid down in rule 4. The renewal of licences shall be made every year at least one month prior to the commencement of the year for which it is required and shall be accompanied by the fee specified in rule 8.

(3) A person desiring to conduct the business of a Warehouseman in more than one village or town shall submit separate applications for licences in respect of his business in each such village or town. In case he has more than one place of business in the same village or town, he may apply for only one licence in respect of all such places of business, provided that he specifies which of them will be his principal place of business :

Provided further that in case of Warehouses run by the Corporation established under the Agricultural Produce (Development and Warehousing) Corporations Act, 1956, or the Warehousing Corporations Act, 1962, no separate licence shall be necessary for godowns opened within a radius of four miles of a licensed warehouse centre or within the municipal limits of the centre.

4. **Scales of fee grant of Licence.**—(1) The Scale of annual Fees payable for the grant of a licence under section

4 to a Warehouseman for the conduct of his business shall be as follows : —

(1) Warehouses having a storage capacity up to seven hundred cubic metres.	Fifty rupees.
For every additional twenty-five cubic metres or fraction thereof of storage capacity.	One rupee.
(2) The fee payable for the grant of a duplicate licence under section 11 shall be five rupees.	

(5) Terms of licence.—A licence under section 5 shall be granted subject to the following conditions :—

(i) Every Warehouseman shall have and maintain in respect of each Warehouse for which the application for a licence has been made, net assets liable for the payment of any indebtedness arising from the conduct of the Warehouse at the rate of ten rupees per five cubic metres of storage capacity of the licensed Warehouse. Such assets may also consist of movable or immovable property of the required valuation. In case buildings, machinery or merchandice are included-among such assets, the Warehouseman shall keep them insured against loss or damage by fire with a company or companies approved by the Prescribed Authority ;

(ii) Immediately upon the receipt of the licence, the Warehouseman shall post the same and keep it posted until suspended or revoked, in a conspicuous place in the principal office where receipts issued by such Warehouseman are delivered to depositors ;

(iii) Whenever any of the circumstances mentioned in clause (c) or (e) of sub-section (1) of section 8 shall come into existence, it shall be the duty of the Warehouseman to notify immediately the authority granting the licence of the circumstance to the best of his ability ;

(iv) Every Warehouseman shall permit and accord facilities to the prescribed authority or any officer deputed

by it to inspect or examine a licensed Warehouse, its machinery and equipment, the goods deposited therein and the account books and records relating thereto during the usual hours of business.

6. Period of licence.—A licence shall be valid with effect from the date on which it is granted for the period ending on the 31st March following.

7. Security.—Every Warehouseman other than the Corporation referred to in the proviso to clause (d) of sub-section (1) of section 5, shall at the time of the application for licence either,

(*a*) furnish to the Prescribed Authority, security deposit in cash or Government securities assessed at the rate of five rupees per every three cubic metres of the storage capacity subject to a minimum of one thousand rupees and execute a bond in Form 3 for the observance of the conditions and obligations arising out of his business as a Warehouseman, or

(*b*) execute a bond with two sureties to the satisfaction of the Prescribed Authority for a like amount.

8. Fee for renewal and issue of licence.—The fee for renewal of a licence under section 6 shall be the same as that payable for the grant of a licence specified in rule 4.

9. Renewal and issue of duplicate licences.—The conditions for renewal of a licence or issue of a duplicate licence shall be the same as those prescribed for grant of a licence. The duplicate licence shall be granted on an indemnity bond being executed by the applicant indemnifying Government against any loss or damage which may be caused by any one using the licence lost by the applicant and shall bear on its face the number and date of original licence in lieu of which it is issued and shall be stamped "Duplicate".

10. Publication of the grant, suspension or cancellation of licences and list of Warehousemen and their Warehouses.—The names and location of Warehouses and the names and addresses of Warehousemen licensed under the Act as on the 1st day of April every year shall be published in the *Mysore Gazette*, before the 15th day of May of the same year. Subsequent suspension or cancellation of any licence shall also be published in the *Mysore Gazette*.

III. Deposit and Maintenance of Goods, etc.

11. Application for deposit and delivery of goods to Warehousemen.—The application for deposit of goods shall be made to a Warehouseman in Form No. 4 and the application for delivery of goods shall be made in Form No. 5.

12. Receipts.—Receipts shall be in Form No. 6 and shall specify the following particulars :—

(i) the period for which the goods are accepted for Storage ;

(ii) particulars showing the ownership of and liens, mortgages or other encumbrances on the goods covered by receipt ;

13. Information regarding persons authorised to sign receipts :—Every Warehouseman shall file in the office of the prescribed authority information regarding the names and addresses of persons, with their signatures, authorised to sign receipts on behalf of the Warehouseman and shall, as soon as possible, inform the perscribed authority in case such persons are changed. If new presons are authorised, information in respect of them shall also be supplied.

14. Non-Negotiable receipts :—Every Warehousemad who issues a non-negotiable receipt shall cause to be marken upon it the word 'Non-negotiable'

15. Issue of duplicate receipts :—(1) An application for grant of a duplicate receipt if the original is lost or

destroyed, shall be made by the depositor to the Warehouseman and shall be accompanied by :—

(*a*) an affidavit showing that the applicant is lawfully entitled to the possession of the original receipt, that he has not negotiated or assigned it, the circumstances in which the original receipt was lost or destroyed, and if lost, that diligent efforts had been made to find the receipt, without success ;

(*b*) a bond for an amount equal to double the value of the goods represented by the original receipts ; and

(*c*) a sum of five rupees.

(2) On receipt of the application under sub-rule (1), the fact that the receipt is lost or destroyed shall be notified by the Warehouseman once at least in local newspapers giving one week's clear notice of the issue of a duplicate thereof.

(3) After the expiry of the period referred to in sub-rule (2), a duplicate receipt shall be issued by the Warehouseman. Such duplicate receipt shall be stamped "Duplicate".

(4) After a duplicate receipt has been issued, the original receipt, if produced, shall not be acted upon.

(5) The cost of publication of notification in the local newspaper shall be met by the person who lost the Warehouse receipt.

16. Depositor to supply information regarding transfer of Receipts :—Every Depositor shall be bound to supply copies under his signature of any endorsement regarding transfer, mortgage or encumbrance of goods as may be recorded on the Warehouse receipt within forty-eight hours from the making of such endorsement.

17. Charges to be made by Warehouseman :—No Warehouseman shall levy or recover charges for his services

in excess of the schedule of charges filed by him along with his application for licence and approved by the prescribed authority from time to time :

Provided that in the Warehouses established under the Agricultural Produce (Development and Warehousing) Corporations Act, 1956 or the Warehousing Corporations Act, 1962, the Corporation may charge two-thirds of the ordinary rates for the deposits received from the Co-operative Societies.

18. Maintenance of a Warehouse.—Every Warehouseman shall keep his Warehouse in such a manner as to satisfy the following conditions, namely :—

(i) The Warehouse shall be damp-proof, bird-proof and rat-proof ;

(ii) the Warehouse shall be repaired whenever necessary and shall be kept disinfected ;

(iii) the goods stored in the Warehouse shall be arranged and stored in such a manner as to render stock-taking and verification easy and effective ;

(iv) stocks shall not be stored touching the walls and a space of about 0.6 metres shall be left round each stock ;

(v) the stocks shall not ordinarily exceed 4.5 m × 4.5 m. in dimensions and shall not be more than 15 bags in height ;

(vi) the container and the contents of each container shall be ordinarily uniform and shall be as advised by the prescribed authority from time to time ;

(vii) all goods received for storage in the Warehouse shall be measured in cubic metres (length, breadth and height) or weighed, as the case may be, and such weight or measure shall be taken by a licensed weigher and such weight or measures shall be duly stencilled on such

container or labelled on each stock showing the date and quantity of weight or measure ;

(viii) the container or the stock shall bear the name of the depositor together with the distinctive mark, if any, in bold letters ;

(ix) Goods of different classes or grades or qualities shall be stored separately ;

(x) all leakages in roof, dampness in walls and floors during the monsoons shall be carefully watched and repaired in good time ;

(xi) all appliances in the Warehouse, such as scales, wieghts and measures maintained, shall be in conformity with the Mysore Weights and Measures (Enforcement) Act, 1958, and pokers and ladders shall be maintained correctly and in good condition.

19. Precaution against injury to goods.—Every Warehouseman shall keep the goods stored in his Warehouse reasonably clean at all times and free from straw, rubbish or accumulations of materials which may increase the risk of fire or interfere with the handling of the goods.

20. Manner of insuring goods.—Each Warehouseman shall insure the goods stored in the Warehouse in the following manner :—

(i) The Warehouseman shall keep such goods while in his custody as a Warehouseman insured with the Insurance Company named by the depositor provided this is in the list of companies approved for this propose by the Prescribed Authority, in his own name and to the extent as may be requested by the depositor, against loss or damage by fire, theft, riot or floods.

(ii) In the absence of any directions from the depositor, the Warehouseman shall insure the goods for an amount not less than the market

value of the goods on the date on which they were deposited in the Warehouse.

(iii) The goods deposited in a Warehouse shall not be insured with a company which is not on the list of companies approved for this purpose by the prescribed authority, provided that if the Corporation established under the Agricultural Produce (Development and Warehousing) Corporations Act, 1956 or the Warehousing Corporations Act, 1962, has in operation its own scheme of indemnification or insurance, the Warehouseman of the Corporation shall insure goods under that scheme against loss or damage by fire or theft for an amount not being less than the market value of the goods on the day they were deposited in the Warehouse.

(iv) If at any time loss or damage by fire, theft, riots or floods occurs at or within a Warehouse, it shall be the duty of the Warehouseman to report within twenty-four hours to the Prescribed Authority, the depositor and the insurance company the occurrence of such fire or accident and the extent of loss or damage.

21. Recovery of Insurance charges.—Every Warehouseman shall be entitled to recover from the depositor of goods or its owner the insurance premia and other out of pocket expenditure incurred by him for insurance goods stored in his Warehouse.

22. Classification of goods.—(1) Every Warehouseman shall keep the goods stored in his Warehouse in an orderly manner so as to permit easy access to all lots and to facilitate inspection, sampling, counting and identification of each lot.

(2) Whenever the quality, standard or grade of any of the goods stored in a Warehouse is stated or is required to be stated for the purposes of the Act, it shall be in

accordance with the quality, standards or grades, if any, determined for the particular goods by the prescribed Authority from time to time.

23. Notice of loss or damage to goods.—If at the time of taking delivery of the goods deposited, the depositor finds that the goods are lost or damaged he shall give a notice in writing with full particulars of the loss or damage of goods to the Warehouseman forthwith at the time of delivery. A copy of the notice shall also be sent to the perscribed Authority. No claim against the Warehouseman shall be valid if the notice of loss or damage has not been given by the depositor. Similar notice for claim for damages shall be given to the Warehouseman by the depositor in case the depositor comes to know of the loss or damage while the goods are deposited in the Warehouse.

24. Part delivery of goods.—If a Warehouseman delivers a part of the goods for which a negotiable receipt has been issued, he shall be bound to indicate clearly upon such receipt a statement of the goods or packages which have been so delivered. On his failure to make such statement the Warehouseman shall be liable for failure to deliver all the goods specified in the receipt to any one who purchases the receipt in good faith and for valuable consideration whether the purchaser acquired title to the receipt before or after the delivery of any portion of the goods.

25. Maintenance of books, records, etc.—Every Warehouseman shall maintain—

(i) A Stock Register in Form No. 7.

(ii) A Ledger for each Depositor in Form No. 8.

(iii) A general insurance account in Form No. 9.

26. Auction sale of goods deteriorating or about to deteriorate in a Warehouse.—Before effecting sale by public auction under sub-section (2) of section 15, of goods stored in Warehouse which have deteriorated ; the Warehouseman shall, if practicable, issue a notice to the depositor indicating

the date, time and place of auction. The notice shall also be exhibited on the notice board of the local Regulated Market Committee in case the Warehouse is situated in a Regulated Market Area. Copies of the notice shall also be sent to the prescribed Authority.

27. Accounting of proceeds of auction sale.—Every Warehouseman shall be bound to render to the depositor correct accounts and tender to him payment of the sale proceeds of goods realised after the auction sale after deducting all charges legally due to him including all reasonable charges for the removal of goods and sale by public auction within a period not exceeding fifteen days from the date of such sale. He shall be bound to make payment of the net proceeds of the sale to the depositor on surrender by him of the receipt duly discharged and on payment of all charges due to the Warehouseman.

28. Removal or transfer of goods by Warehouesman.—The Warehouseman shall remove any goods stored in the Warehouse or transfer them to another Warehouse, provided the cancellation of the existing receipt and issuing of a new receipt is effected immediately after the transfer is effected.

IV. Weighers, Samplers and Graders.

29. Application for Licences by Weighers, Samplers and Graders.—(1) Applications for grant of licences as Weighers, Samplers and Graders may be made by persons who possess the qualification specified in sub-rule (2) and every such application shall be accompanied by a fee of five rupees and shall be made in writing in Form No. 10 to the prescribed authority.

(2) Every Weigher, Sampler or Grader shall possess the minimum qualification specified below :

(i) A Weigher shall be a literate person knowing the reading and writing of Kannada.

(ii) A Sampler or Grader shall have passed the VIII Standard.

(3) The prescribed Authority may after such enquiry as he deems fit, grant the licence applied for in Form 11 on execution of an agreement by the applicant in such form as may be determined by the Prescribed Authority agreeing to conform with these rules and the conditions specified in sub-rule (4).

(4) Every licensee under sub-rule (3) shall be bound to comply with the following conditions, namely :—

(i) Every Weigher, Sampler or Grader licensed under sub-section (1) of section 23 shall keep books in such forms and render such prescribed returns and at such times and in such forms as the Prescribed Authority may from time to time direct ;

(ii) Every Weigher, Sampler or Grader, shall possess such equipment as may be specified by the Prescribed Authority ;

(iii) Every licensed Weigher, Sampler or Grader when plying his trade, shall wear a distinguishing badge of a suitable pattern provided by the Prescribed Authority. A deposit of not less than one and not more than five rupees to cover the cost of the badge shall be paid by such Weigher, Sampler or Grader to the Prescribed Authority ;

(iv) No licensed Weigher, Sampler or Grader shall recover charges excluding the rates laid down by the Prescribed Authority from time to time ;

(v) No licensed Weigher, Sampler or Grader shall enter the service of another person or do business other than that for which he holds a licence.

(5) Notwithstanding anything contained in sub-rule (3), the Prescribed Authority may refuse to grant a licence to any person who in his opinion, is not solvent or whose

operations are not likely to further the efficient working of the Warehouse.

Provided that no solvency certificate for the grant of licence shall be necessary in the case of a Weigher or Sampler who is an employee of a Warehousing Corporation established under the Agricultural Produce (Development and Warehousing) Corporations Act, 1956 or the Warehousing Corporations Act, 1962.

30. Period of licences granted to Weighers, Samplers and Graders.—A licence issued to a Weigher, Sampler or Grader shall remain in force from the date on which it is granted till the 31st March following.

31. Certificate to be issued by the Weighers, Samplers or Graders.—The certificates to be issued by Weighers, Samplers or Graders shall be in Form No. 12.

32. Renewal of licences of Weighers, Samplers and Graders.—Applications for renewal of licences issued to Weighers, Samplers and Graders shall be made at least one month prior to the termination or expiry of the licences and shall be accompanied by a fee of five rupees. The conditions for renewal of a licence shall be the same as those on which a new licence is issued.

33. Issue of duplicate licence to Weighers, Samplers and Graders.—If the original licence is lost, destroyed, torn, defaced or otherwise becomes illegible, a duplicate thereof shall be issued on payment of a fee of five rupees and such duplicate licence shall be stamped 'Duplicate'

34. Suspension or cancellation of licence of Weighers, Samplers and Graders.—The prescribed authority, may, for reasons to be recorded in writing, and after following the procedure laid down in sub-section (3) of section 24, suspend or cancel the licence granted to any weigher, sampler or grader if he contravence any of the conditions of the licence or of these rules, or if in the opinion of the

prescribed authority his continuance as a licensee is likely to be detrimental to the working of the Warehouse.

35. When a Warehouseman may determine weight, grade or Class of Goods.—In areas where there are no weighers, Graders or Samplers licensed under the Act, the weight, grade, class or quality of the goods covered by a receipt shall be as determined by the Warehouseman.

V. Miscellaneous

36. Return of Licences.—When a licence granted under the Act expires, or when it is suspended or cancelled by the prescribed authority it shall be returned to the authority within seven days of such expiry, suspension or cancellation.

37. Manner of giving notices.—(1) The notices to be given for cancellation of a licence under sub-section (1) of section 9 shall be for a period of not less than a week and shall be sent by registered post. If the Warehouseman does not show cause within the time specified in the notice, the prescribed authority shall decide the matter *ex-parte*.

(2) The notice to be given to the depositor under sub-section (1) of section 15 shall be for a period of not less than a week and shall be sent by registered post. Such notice shall be served on all persons who have an interest in the goods as may be known to the Warehouseman on the date of issuing the notice.

38. Use of standard weights and measures by Warehouseman.—Every Warehouseman shall use only such scales, weights and measures and weighing or measuring machines as are duly certified to be correct by an Inspector appointed for the purpose, under the Mysore Weights and Measures (Enforcement) Act, 1958. They shall be got verified and stamped once in every two years.

39. Hours of business of Warehouses.- Every Warehouse shall be made available for transacting Warehouse business as may be necessary for at least eight hours a day between the hours of 7-00 A.M. and 7-00 P.M. The actual hours when business can be transacted shall be conspicuously exhibited at each Warehouse.

40. Supply of reports by warehouseman.— Every Warehouseman shall, from time to time, make such reports as may be required by the prescribed authority concerning the condition and contents of the Warehouse and operation of his business as a Warehouseman.

FORM No. 1.

(*See* Rule No. 8)

Application for grant/renewal of Licence to the Prescribed Authority.

To..... .....

Sir,

I/We..... ....residing at.....Taluk..... ....District request that I/We may be granted a licence as a Warehouseman licence No.....granted to me/us for the storage of goods during/may be renewed for the year ending 31st March19 .....

2. I/We agree to abide by the terms and conditions of the licenee which may be granted/renewed ;

3. I/We have affixed Cash or Treasury Challan stamp in payment of the licence fee of Re.....

4. I/We undertake to execute the security bond of the required amount and in the manner prescribed under Rule 7 of the Mysore Warehouses Rules.

5. I/We have filed along with this application a schedule of charges that would be recoverable from the depositors of goods stored in the warehouse.

6. I/We agree to abide by the provisions of the Mysore Warehouses Act—1961, the Mysore Warehouses Rules, (1965) and also the terms and conditions regarding the maintenance of a Warehouse, etc., and any other administrative or other orders issued in regard to the business by the Prescribed Authority or such other officer as may be authorised by him in this behalf.

7. I/We enclose herewith a solvency certificate to the extent of Rs.....

8. I/We hereby solemnly declare that all information herein given is true to the best of my/our knowledge and that in case it proves to be untrue, I/we undertake to indemnify persons concerned in this business against any loss arising out of such false or untrue information.

9. I/We declare that each of the Warehouses specified below is suitable for storage of goods respectively mentioned against it and that it is in good condition.

Date :

Signature

Description of premises to be used as a Warehouse/Warehouses.

District.

1.	Village or Town.		
2.	House No.		
3.	Description of the Warehouse and of the rooms for storage.	Distinguishing letter or number or letter and number of each.	Detailed Description of each Purpose of.
4.	Carpet area and storage capacity.		
5.	Suitability regarding storage of goods for which it is to be used.		
6.	Quantities of variety of goods stored in the previous year.		
7.	Estimated quantity of goods to be stored during the period of licence.		

FORM No. 2

(*See* Rule 2)

Application for issue of duplicate licence to the prescribed Authority.

To

Sir,

I/We, ...residing at.....Taluk..... District.....request that my/our Warehouse licence No..... granted on.....for the period ending.....for the area has been lost/destroyed in the following circumstances :

(Here mention the circumstances under which the licence was lost or destroyed).

2. I/We.....therefore request you to grant me/us a duplicate licence on the same terms and conditions on which the aforesaid licence was granted.

3. I/We.....have affixed stamp in payment of fee of Rs. 5.

4. I/We hereby solemnly declare that the information herein given is true to the best of my/our knowledge.

Witnesses :

1.

2.

Date.

Signature

FORM No. 3.

(See Rule 7)

Form of Security Bond.

Whereas I/We ..... resident(s) of ..... Taluk .... District ... . have applied for grant of a licence as Warehousemen at ..... under the Mysore Warehouses Act, 1961 (Mysore Act No. II of 1962), subject to such conditions as may be laid down by the prescribed authority. I/We furnish herewith the security deposit of Rs. .... in cash/ Government securities in accordance with the rates prescribed in Rule 7 of the Mysore Warehouses Rules, for the observation of conditions and obligations arising out of my/our business as Warehousemen and agree that the amount of the security deposited by me/us under this bond shall be liable to be forfeited by Government in case of default of any of the conditions of the licence or breach of any of the provisions of the Act or the Rules and that the amount due under this bond shall be recoverable from me/us or my/our heirs or legal representatives as arrears of land revenue.

Signature of Warehousemen.

Signature of Witnesses.

We.....and.....of.....are sureties for the said.....and do hereby AGREE that in the event of the said .....making default in observance of the conditions and obligations arising out of his business as Warehouseman, the amount of security due under the said bond shall be RECOVERABLE by Government from us or our heirs or legal representatives jointly and severally.

Dated this ... .day of.....

(Signature of Sureties)

(Signature of Witnesses)

FORM No. 4

(See Rule 11)

Application for Deposit of Goods

To

....., the Warehouseman.

Dear Sir,

Please take delivery of the following goods :- -

Description of the goods	Number of packages, bags and quantities with distinguishing marks, if any	Measurement of/and weight	Market price	Total valuation of goods	Remarks if any

I certify that the goods abovenamed are my own property and no other person has any claim against them. (When an agent deposits the goods on behalf of a principal, the form should be as under).

I certify that the goods above mentioned are the property of..... and no other person has any claim.

Yours faithfully,

Depositor/Agent.

CERTIFIED that the written description of goods, their grade or quantity and weights and/or measurements and price have been verified by me and are correct.

Place.....

Date

Warehouseman's Signature.

FORM No. 5

[*See* Rule 11]

DELIVERY ORDER

To

.....Warehousemen.

Dear, Sir,

Please deliver the goods described below to self or to..... These goods were deposited with you on..... .....The deposit receipt granted by you accompanies.

DESCRIPTION OF GOODS TO BE DELIVERED

Description of Goods.	Number of packages etc.	Weight or/ and Measure-ment.	Market price	Special marks if any	Remarks

Yours faithfully,

Depositor

Received the above noted goods in.....condition.

Place.....

Date .....

Depositor.

FORM No. 5

[*See* Rule 12]

..... WAREHOUSING CORPORATION

Warehouse Receipt—Negotiable/Non-Negotiable.
(Serial No. of Receipt)

Number and Location of Warehouse .....
Warehouseman's Licence No.....Valid up to.....
Received from (Name and Address of the depositor) .....
....
Goods of the following description:

Kind	Class or Standard quality or lots and /or grade.	Number of packages	Net quantity in kg. by weight or measure.	Name and/or licence number of the weigher Grader/Sampler

Conditions of the goods :

(1) *Good*

(2) *Fair*

(3) *Average*

Private marks of the depositor on the packages if any .....
Rate of storing and other charges..... .....
Indemnified/Insured for fire/Theft Riots/other contingency with.....
.....if insured (Name of Insurance Co.....
.....For the amount of Rs.....
The goods are accepted for storage from.....To.....
Market rate at the time of deposit.....Valuation).....
Date.....

Signature of the Warehouseman or his agent.

The goods mentioned below are hereby released from the receipt for delivery from warehouse. Any unreleased balance of goods is subject to a lien for unpaid charges and advances on the released portion :—

Date	Quantity Released	Signature	Quantity due on Receipt

CONDITIGNS FOR STORAGE

1. *Tender for Storage:*—(*a*) All Goods for storage shall be delivered at the werehouse properly marked and packed for handling. In case the warehouseman considers it necessary to make a 'pala' standardise and change the packages, he will be entitled to do so and the depositors shall be liable to pay charges on the account. The Warehouseman may, at his discretion, refuse to accept goods which are in a condition not likely to stand storage. The Warehouseman shall give identity mark on each package.

(*b*) The word 'lot' as used herein means the unit or units of goods for which a separate account is to be kept by the Warehouseman. Delivery of all or any units of a lot shall be made without subsequent sorting except by special arrangement and in that event subject to a charge.

(*c*) The Warehouseman undertakes to store and deliver goods only in the pakages in which they are originally received, **unless otherwise provided by arrangement in writing between the depositor and Warehouseman.**

2. *Storage Charge* :—(*a*) Storage charge will be made on a monthly basis and number of days in excess of a month will be charged on weekly basis. Unless otherwise provided, where storage is for less than a month the charge will be for the whole month.

3. *Manner in which perishable or Deterioratory goods are to be dealt with* :—(*a*) Where goods are of perishable nature or by keeping will deteriorate greatly in value or injure other property, the warehouseman may give such notice as is reasonable and possible under the circumstances to the holder of the receipt for the goods, if the name and address of the holder is known to the Warehouseman or if not known to him, then to the depositor, requiring him to satisfy the lien upon the goods and to remove them from the warehouse, and on the failure of such person to satisfy the lien and to remove the goods within the time prescribed in the notice, the Warehouseman may sell the goods by public sale at the risk and cost of the depositor.

(*b*) If the Warehouseman after a reasonable effort is unable to sell the goods, he may dispose of them in any manner he may think fit, and shall incur no liability by reason thereof.

(*c*) The Warehouseman, shall, from the proceeds of any sale made pursuant to this provision, satisfy his lien and shall hold the balance, if any, in trust for the holder of the receipt.

4. *Delivery Requirements* :—(*a*) Instructions for delivery or transfer of goods shall always be in writing and signed by the depositor or his authorised agent.

(*b*) When a Warehouse Receipt has been issued, no goods covered by that receipt shall be delivered unless the receipt properly endorsed is surrendered for cancellation or for endorsement of partial delivery thereon.

(*c*) Should a Warehouse Receipt be lost or destroyed, goods covered by it shall not be delivered until the person lawfully entitled to possession of the goods, obtains and surrenders a duplicate receipt. The duplicate will be issued on such terms and conditions and on furnishing a bond to indemnify Warehouseman against any liability as provided under the Act and the Rules.

5. *Liability* :—(*a*) The Warehouseman undertakes to exercise reasonable care and diligence required by the law for keeping the goods.

(*b*) The Warehouseman's liability is limited to the value of goods on the date of deposit.

(*c*) Perishable goods or goods which are susceptible to damage through temperature or humidity changes are accepted only at owner's risk for such damage as might result from general storage conditions.

(*d*) The Depositor of goods shall examine the contents of goods at the time of taking delivery and shall give notice in writing with full particulars of the loss or damage, if any, caused to the goods, to the Warehouseman, forthwith at the time of taking delivery. A copy of the notice shall also be sent to the prescribed authority. No claim against the Warehouseman shall be valid if the notice of loss or damage has not been given by the depositor. Similar notice for claim for damages shall be given to the Warehouseman by the depositor in case the depositor comes to know of the loss or damage while the goods are deposited in the warehouse.

(*e*) The Warehoseman is not responsible for the usual and customary shrinkage in weight and effect on quality during storage due natural causes.

(*f*) The quality, condition, value and contents of goods are unknown to the Warehouseman except when specifically mentioned in the Warehouse Receipt.

6. *Schedule of Charges and Insurance* :—(*a*) Whenever provision is made in these contract terms and conditions for a charge or charges by the Warehouseman, such charge or charges will not exceed the Warehouseman's Tariff in effect at the time the charge accrues or the service is performed.

(*b*) The schedule of maximum tariff to be charged shall be that approved by the prescribed authority.

(*c*) (i) All goods stored in the warehouse will be insured against the risks of Fire, and Burglary. Against other risks prescribed under the Act, the goods stored shall be insured to the extent as may be

equested in writing by the depositor on payment of additional charges, for that purpose. Provided that where there is no State Warehousing Act in force or where it is permissible for this warehouse, this Corporation agrees to compensate the depositor, at the rate not exceeding the market rate of the goods at the time of the deposit, for any loss or damage which may be caused to them, during the period of deposit, by fire and burglary. Against other prescribed risks, if any, the Corporation agrees to compensate the depositor in the same manner, if request to that effect has been made by the depositor in writing and he has actually paid extra charges for the additional risks before the commencement of storage.

(ii) Notwithstanding anything contained in sub-clause (i) the corporation may in its discretion, insure the goods stored in its Warehouses for the same value as is specified in sub-clause (i) against Riot and Civil Commotion, if, in its opinion, there is an imminent danger thereof and shall, on doing so, be entitled to recover from the depositor charges in respect thereof in addition to the usual warehouse charges.

(*d*) When goods are transferred from one room to another or from one Warehouse to another, at the request of the depositor, a charge for handling and transport, if any, will be made.

(*e*) The Warehouseman may also transfer at his own expenses without notice, any goods in storage from one room to another in the warehouse provided transfer involves, no charge in the class of storage.

(*f*) Charges for handling, loading, unloading and extra services rendered in the interest of the depositor are to be paid or by the depositor of goods in addition to the usual warehouse charges.

FORM No. 7 (*See Rule 25*)

STOCK REGISTER

Special
Godown No.....
Situated at.....
Owners Name.....

If the godown is hired, period of hire from.....
to....., in whose name hired.

Rent Fixed.
Date payable.
Date paid.

Reference to policies of Insurance.....
Name of Cos. with whom insured.
Amounts for which insured.....

Date of Deposit	Name of person who deposited the goods	Description and Quantity of goods received and special mark on goods if any			Goods Receipt No.	Description of goods released or delivered			Delivery Order Number	Balance of Stock		
		Number of Units (a)	Weight and/or Measurement (b)	Grade or quality Standard (c)		Number of Units (a)	Weight or/and Measurement (b)	Grade or quality Standard (c)		Number of Units (a)	Weight or and Measurement (b)	Grade or quality Standard (c)
1	2	3			4	5			6	7		

Market price of goods on the date of deposit	Initials of the godown keeper for having received or delivered the goods	Initials of checking officer or the date of checking	Remarks if any, of the Inspecting Officer	Reference to Ledger
8	9	10	11	12

FORM No. 8 (*See Rule 25*)

DEPOSITORS LEDGER

Deposit No.
Name of the Depositor.
Address of the Depositor.
Name of operators or transferees.
Reference to specimen signature card.

Godown No.
Where stored
Godown
Registration
No.

Name of the Co.
Particulars of
Insurance
No. of policies.

Amount Period. Date of Expiry

Date of Deposit	Expenses of stocking or cleansing and charges of safe custody	Goods Receipts No.	Description of goods received			Description of goods released or delivered			Particulars of payment made by depositors	
			No. of packages or bags or quantity (Special mark on goods if any)	Weights and/or measurement	Grade or quality Standard	No. of packages or bags or quantity	Weight or/and measurement	Grade or quality Standard	Date of payment	Amount
1	2	3	4			5			6	

FORM No. 9

(*See* Rule 25)

General Insurance Account

Name of Depositor	Warehouse Receipt No.	Value of goods	Amount for which insured	Period of which insured	Name of Insurance Company with which insured	No. of Insurance Policy	Amount of Insurance Charge	Amount of out of pocket expenses	Remarks
1	2	3	4	5	6	7	8	9	10

Signature of Werehouseman.

FORM No. 10

(*See* Rule 29)

Application for license to Weight/Sample/Grade Commodity.

To

Sir,

I hereby supply under the Mysore Warehouses Act 1961 and the Rules Prescribed thereunder for a licence to * Weight/Sample / Grade and to certify the * Weight/Class/Grade of the * stored or to be stored in the following Warehouse licensed or for which application for license has been made under the Mysore Warehouses Act, 1961.

Name of Warehouseman	Name and/or Licence number of Warehouse	Location of Warehouse.

2. I agree to comply with and abide by the terms of the Act and the Rules so far as the same may relate to be.

3. I have attached a treasury receipt for the payment of the licence fee of Rs..... .....

(Questions to be answered by the applicant)

1. Full name ....
2. Residential Address ....
3. Date of Birth ....
4. Present Employment .....
5. Name and address of present eomployer—
6. How were you employed during the past five years ?
7. Have you ever been discharged from employment ? If so, give name and address of the employer and reasons for discharge.
8. Have you ever been licensed to perform services similar to those for which the licence is applied for ? If so, give details.
9. Have you ever performed services similar to those for which the licence applied for ? If so, give details.

10. Have you any Special qualifications ?

11. Are you physically fit the perform the duties of the post for which the licence is applied for ? Have pou any defect of sight or disease of the eye ?

12. Names and addresses of three persons who have personal knowledge of your qualifications (Two of them must be engaged in commercial concerns handling the products covered by the application).

I declare that the foregoing statements are true to the best of my knowledge and belief.

Place———————

Date ——————— Signature of the Applicant

* Score out what is not needed.

** Here enter the names of the goods.

FORM No. 11

(*See* Rule 29)

Form of Licence to Weigh/Sample/Grade.....Commodity.

Sl. No.

19..... Valid up to 31st March.....

Under sub-section (1) of Section 23 of the Mysore Warehouses Act, 1961, Sri.....Son of..... residing at.....of.....Taluk in the District of..... .. is hereby licensed to *Weigh/Sample/Grade and to certify to Weigh/Class/Grade of the.....stored or to be stored in the following Warehouse licensed or for which application for licence has been made under the said Act.

Name of Warehouseman	Name and Licence Number of Warehouse	Location of Warehouse
—	—	—

Conditions of Licence :

1. This licence shall be valid up to the 31st March.....
2. This licence shall be subject to the provisions of the Mysore Warehouses Act, 1961 and the Rules made thereunder.
3. This licence shall not be transferable.
4. The licence shall be produced whenever demanded by the *Prescribed Authority* or any other persons *authorised by him* in this behalf.

*Strike out what is not wanted.

/Here enter the names of the goods.

PORM No. 12

(*See* Rule 31)

(Form of Certificate to be issued by the Weigher, Sampler or Grader)

Weight/Grade Certificate	...
Name and location of the Warehouse in which the grain or produce is to be stored.	
Date of Certificate	...
Consecutive number of the Certificate	...
Weight of grain or produce covered by the Certificate.	
Kind of grain or produce covered by the Certificate.	
Grade and/or Weight of grain or produce as determined by licensed Weigher, Sampler or Grader.	

This Certificate is issued under the Mysore Warehouses Act, 1961 and the Rules made thereunder.

Signature of the licensed Weigher,
Sampler of Grader.

[No. DPC 2 CWH 64.]

Order and in the Name of Governer of Mysore,

S. RAMANATHAN,
Secretary.